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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/403,800	02/22/2000	DAVID BLEASDALE TOLMIE	DUMMER9.001	7708

20945 7590 10/02/2002

KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

EXAMINER

POPOVICS, ROBERT J

ART UNIT	PAPER NUMBER
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1724

14

DATE MAILED: 10/02/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



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	14

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Please find below a communication from the EXAMINER in charge of this application.

Commissioner of Patents

1. The communication filed on June 25, 2002 is *non-responsive* to the prior Office action because Applicant has **failed to specifically point out, minimally, how the language of the independent claims patentably distinguishes them from the applied reference(s).** See MPEP § 714.02 and 37 CFR 1.111(b), which states *"The applicant's or patent owner's reply must appear throughout to be a bona fide attempt to advance the case to final action. A general allegation that the claims define a patentable invention without specifically pointing out how the language of the claims patentably distinguishes them from the references does not comply with the requirements of this section."* While much has been said about the applied references, almost nothing has been said about how the claims define over the references. Since the response appears to be *bona fide*, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is required to complete the response within a TIME LIMIT of ONE MONTH from the date of this letter or within the time remaining in the response period of the last Office action, whichever is longer. NO EXTENSION OF THIS TIME LIMIT MAY BE GRANTED UNDER EITHER 37 CFR 1.136(a) OR (b), but the period for response set in the last office action may be extended up to a maximum of SIX MONTHS.

2. Additionally, Applicants are urged to re-consider the format of their independent claims. Applicants are referred to **37 CFR 1.75(I)** in this regard.

Robert James Popovics
Primary Examiner
Art Unit 1724

rjp
September 30, 2002
09/403,800